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Attorneys for Defendant  
TRUE TRADITIONS, L.C.  
And MARY LOUIE

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

In re  
RICHARD STEVEN LOUIE and  
STEPHANIE YINMAN CHAN,  
Debtors.

Case No 11-54357 SLJ  
Chapter 7

CAROL WU, Trustee,  
Plaintiff,  
vs.  
MARY LOUIE, RICHARD STEVEN  
LOUIE, STEPHANIE YINMAN CHAN,  
TRUE TRADITIONS, L.C.,  
Defendants.

Adv. Proc. No. 13-05062 SLJ

**DEFENDANT TRUE TRADITIONS, L.C.  
AND MARY LOUIE'S CORRECTED  
AMENDED STATEMENT OF ISSUES**

US District Court Northern District  
Case No. CV14-03605

Notice of Appeal filed 8/6/14

*LINDA S. GREEN, Chapter 7  
Trustee in Bankruptcy of the  
Estate of HOMER VENTURES,  
LLC,*

Plaintiff-in-Intervention,

vs.

TRUE TRADITIONS, L.C., a purported  
New Mexico limited liability company,  
Defendants-in-Intervention.

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3 **STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL**

4 Defendant True Traditions, L.C. and Mary Louie, pursuant to Federal Rules of  
5 Bankruptcy Procedure 8006, hereby states the issues to be presented on appeal:  
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- 7 1. The bankruptcy court erred when it failed to apply the Law of the Case.
- 8 2. The bankruptcy court erred when it denied Defendant True Traditions, L.C.'s right  
9 to a jury trial.
- 10 3. The bankruptcy court erred when it denied Defendant True Traditions, L.C.'s  
11 challenge to jurisdiction.
- 12 4. The bankruptcy court erred when it denied Mary Louie leave to amend to join the  
13 action.
- 14 5. The bankruptcy court erred when it failed to find Defendant True Traditions, L.C.  
15 was a rightful owner of the Tehama property.
- 16 6. The bankruptcy court erred when it failed to find Defendant True Traditions, L.C.,  
17 through Mary Louie's interests, was a rightful owner of the Tehama property.
- 18 7. The bankruptcy court erred when it failed to apply presumptions of fraud, undue  
19 influence and/or void transfer.
- 20 8. The bankruptcy court erred when it asserted Defendant True Traditions, L.C.  
21 waived its right to have the Trial Court's findings of fact and conclusions of law  
22 reviewed by the District Court because it filed a Motion for Summary Judgment  
23 after the Trial Court had denied Defendant's requests for a jury trial and removal  
24 based on lack of jurisdiction.
- 25 9. The bankruptcy court erred when it found Rick Louie lawfully took Mary Louie's  
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- 1 and/or Defendant True Traditions, L.C.'s assets without consideration or gifting.
- 2 10. The bankruptcy court erred when it failed to apply a preponderance of the
- 3 evidence standard of review.
- 4
- 5 11. The bankruptcy court erred when it failed to find that there was specific tracing of
- 6 Mary Louie's monies purchasing the Tehama property.
- 7
- 8 12. The bankruptcy court erred when it supported the debtor acquiring property by
- 9 fraudulent conduct from the third party, by allowing the Trustees to take
- 10 possession of the third party's property.
- 11
- 12 13. The bankruptcy court erred when it failed to allow Defendant True Traditions,
- 13 L.C. to make arguments on behalf of Mary Louie.
- 14
- 15 14. The bankruptcy court erred when it failed to allow Defendant True Traditions,
- 16 L.C., agent of Mary Louie, to assert a constructive trust.
- 17
- 18 15. The bankruptcy court erred in failing to grant a New Trial.
- 19
- 20 16. The bankruptcy court erred when it failed to amend the Judgment.
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- 22 17. The bankruptcy court made factual errors, including but not limited to, assuming
- 23 there was no evidence of lack of consideration in the Mary Louie to Richard
- 24 Steven Louie transfer.
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Dated: October 3, 2014

/s/ John A. Shepardson  
JOHN A. SHEPARDSON, Attorney  
for Defendant TRUE TRADITIONS, L.C.  
and MARY LOUIE

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